1952. **File No.** Road Trans/II/52 (Corp.) (N)

Legal Deptt.

B **BRANCH**

Subject:— Notifications under the Road Transport Corporations Act-1950

P2/E

File No. Road Trans. Corp. II/52 (N)

Gen. 194 e.

439-B

Legal Department.

A revised fraft resolution is sent herewith.

Section 5 of the Road Transport Corporations Act, 1950 provides that subject to rules made under this Act, the Corporation shall consist of Chairman and such meneber or members as the State Government may think fit to appoint. The appointment of the members will, therefore, have to be made in pursuance of section 5 of the Act. Sub-rule (2) of rule 3 of the Bombay State Road Transport Corporation Rules, 1952, provides that the contributing Government may appoint one or mx more of its representatives to be whole time members of the Corporation. The Resolution, therefore, should state who are to be the whole time members. The rule itself provides that the non-official members shall be part time members. It is, not therefore, necessary to show that they are part time members.

Sd/-

Additional Secretary to Government.

U.R. to H.D., No. 5584, dated the 14th April 1952.

EVY. 2/7.

Legal Department.

A draft notification as desired by Home Department is sent herewith. The effect of this notification will be to exempt the State Road Transport Corporation from all the provisions of Chapter VIII of the Motor Vehicles Act, 1939. If however the intention is to exempt the Corporation from the requirement of taking out a policy of insurance as provided for by that Chapter, it will be sufficient to exempt the Corporation under section 94(2),(vi) of the Motor Vehicles Act, as the Corporation is a local authority for the purposes of the said Act. The Home Department may consider this point before the issue of the notification.

2. Before the issue of the notification the Home Department is also requested to verify whether the Insurance Fund has actually been established and maintained by the Corporation.

Sd/-

Additional Secretary to Government.

U.R. to H.D., No. 10960, dated 2nd July 1952.

EVY. 2/7.